

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JAMES ANTHONY WILLIAMS,

Plaintiff,

v.

MOKE, *et al.*,

Defendants.

CASE NO. C20-05459-BHS-TLF

ORDER ADOPTING REPORT
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 8. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Plaintiff’s application to proceed *in forma pauperis* is **DENIED**;
- (3) Plaintiff is directed to pay the \$400 filing fee within ***thirty (30) days*** of the date on which this Order is signed. Failure to timely submit the requisite filing fee will result in dismissal of this case without prejudice;

1 (4) Plaintiff's motion to "waive requirement for certified prison trust
2 statement" (Dkt. 6), is **DENIED** as moot; and

3 (5) As plaintiff has incurred three strikes under 28 U.S.C. § 1915(g), the Court
4 finds plaintiff may not proceed on appeal with *in forma pauperis* status.

5 Dated this 13th day of October, 2020.

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8 BENJAMIN H. SETTLE
9 United States District Judge
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